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PATENT APPLICATION
Q-67999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Pascal AGIN, et al.

Appln. No.: 10/036,356

Group Art Unit: 2681

RECEIVED

Confirmation No.: 5474

Examiner: Gelin, J.

FEB 25 2004

Filed: January 07, 2002

Technology Center 2600

For: A METHOD FOR IMPROVING PERFORMANCES OF A MOBILE
RADIOPHONIC SYSTEM USING A POWER CONTROL ALGORITHM

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$110.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

02/23/2004 EFLORES 00000034 10036356
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Respectfully submitted,
John H. Mion
Registration No. 18,879

SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
(202) 663-7901

WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: February 18, 2004



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TERMINAL DISCLAIMER

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Sir:

The undersigned, on behalf of the Assignee, ALCATEL, represents that Assignee is the owner of the entire right, title and interest in U.S. Patent No. 6,337,973, issued on January 8, 2002, for METHOD FOR IMPROVING PERFORMANCES OF A MOBILE RADIOPHONIC SYSTEM USING A POWER CONTROL ALGORITHM, and in U.S. Patent No. 6,549,785, issued on April 15, 2003, for METHOD FOR IMPROVING PERFORMANCES OF A MOBILE RADIOPHONIC SYSTEM USING A POWER CONTROL ALGORITHM, and that Assignee also is the owner of the entire right, title and interest in the above-named Application No. 10/036,356, by virtue of an Assignment recorded on September 3, 1999 at Reel 10209, Frame 0841.

The undersigned hereby certifies that the Assignment has been reviewed, and to the best of the undersigned's knowledge and belief, title is in Assignee who is seeking to take this action.

Assignee hereby disclaims the terminal part, of any patent granted on the above-named application No. 10/036,356, which would extend beyond the earlier of the expiration dates of the full statutory terms (as presently shortened by any terminal disclaimer) of U.S. Patent Nos. 02/23/2004 EFLORES 00000034 10036356

TERMINAL DISCLAIMER
U.S. APPLN. NO. 09/631,383

6,337,973 and 6,549,785, and hereby agrees that any patent so granted on the above-named Application No. 10/036,356 shall be enforceable only for and during such period that the legal title to U.S. Patent Nos. 6,337,973 and 6,549,785 is the same as the legal title to said patent granted on the above-named Application No. 10/036,356, this agreement to run with any patent granted on the above-named Application No. 10/036,356 and to be binding upon the grantee, its successors or assigns.

Assignee does not disclaim any terminal part, of any patent granted on the above-named Application No. 10/036,356, prior to the expiration date of the full statutory term (as presently shortened by any terminal disclaimer) of either of said U.S. Patent Nos. 6,337,973 and 6,549,785, if said either of said U.S. Patent Nos. 6,337,973 and 6,549,785 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term (as presently shortened by any terminal disclaimer), except for the separation of legal title stated above.

Date: February 18, 2004

By: 
John H. Mion
Registration No. 18,879
Attorney of Record